THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.19854 of 2005

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26.9.2005

Between:

1. Valluri Basavaiah, S/o.Sobbaiah,
   Manikonda (v), Unguturu (M), Krishna District.

   And others

… Petitioners

AND

1. The District Panchayat Officer, Krishna, Machilipatnam.

And others

… Respondents

ORDER:

The petitioners are residents of Manikonda village of Unguturu Mandal in Krishna District. They are allegedly Rajakas eking out livelihood by fishing in the local tank. Apprehending that the third respondent might lease out the right of fishing operations in the tank to other societies, the present writ petition is filed.

After obtaining necessary instructions in the matter, the learned Assistant Government Pleader for Panchayat Raj submits that for the years 2003-2004 to 2005-2006, Polkampallivari tank was leased out to Rajaka Seva Sangham of the village and that the petitioners have made allegations that the said society is not a registered society. It is also brought to the notice of this Court that the Panchayat Secretary has issued a notice to the said society for production of registration certificate and that necessary action will be taken in the matter regarding leasing out the tank.

After hearing the learned Counsel for the petitioner and learned Assistant Government Pleader, it appears that there is a dispute among the members of the society and there are two societies vying with each other. Such a dispute cannot be resolved in a writ petition and the remedy is provided under A.P. Cooperative Societies Act, 1964, if so advised, the petitioners may available the same.

The writ petition, with the above observations, is dismissed. No costs.

(**V.V.S.RAO,J**)

September 26, 2005.

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